

**EXHIBIT C**  
**TO POMERANTZ DECLARATION**  
**PUBLIC REDACTED VERSION**

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Page 359

1                   UNITED STATES DISTRICT COURT  
2                   FOR THE NORTHERN DISTRICT OF CALIFORNIA  
3                   SAN FRANCISCO DIVISION

4                   -----x  
5    IN RE GOOGLE PLAY STORE                   Case No.  
6    ANTITRUST LITIGATION                       3:21-md-02981-JD

7    THIS DOCUMENT RELATES TO:  
8    Epic Games Inc. v. Google LLC, et al.,  
9    Case No: 3:20-cv-05671-JD

10   In re Google Play Consumer  
11   Antitrust Litigation,  
12   Case No: 3:20-cv-05761-JD

13   In re Google Play Developer  
14   Litigation,  
15   Case No: 3:20-cv-05792-JD

16   State of Utah, et al.,  
17   v. Google LLC, et al.,  
18   Case No: 3:21-cv-05227-JD

19   -----x  
20   \*HIGHLY CONFIDENTIAL - UNDER PROTECTIVE ORDER\*

21   REMOTE VIDEOTAPED DEPOSITION BY VIRTUAL ZOOM OF  
22                   MICHAEL MARCHAK  
23                   Thursday, January 13, 2022  
24                   Volume 2 (Pages 359-528)

25   Reported By: Lynne Ledanois, CSR 6811

HIGHLY CONFIDENTIAL

Page 382

1           A       Or a propensity or something  
2       like that. But I look at it all  
3       developers have the capability to go  
4       it alone on Android.

5           Q       But these were, as you say,  
6       some propensity to actually go through  
7       with it?

8                   MS. CHIU: Object to form.

9                   THE WITNESS: Something like  
10       that where they've invested  
11       already or had some  
12       characteristics that aligned with  
13       that.

14       BY MR. EVEN:

15       Q       Do you recall that some of  
16       these developers in fact suggested  
17       that they would go it alone and open  
18       their own distribution channel?

19       A       I recall that one of the  
20       developers on that -- that was on the  
21       left highlighted had considered that.

22       Q       And which developer is that?

23       A       I believe it was -- my  
24       recollection [REDACTED]

25       Q       Do you remember that

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Page 383

1

[REDACTED]

2

[REDACTED]

3

[REDACTED]

4

A I don't recall the details  
on that. I recall more details [REDACTED]

6

[REDACTED]

7

Q We'll get there.

8

By the way, do you recall  
who this presentation was presented

to?

11

A I don't.

12

Q Do you understand this  
presentation was intended to include a  
proposal about the contents of GVP 2.0  
that would go to the business counsel?

16

MS. CHIU: Object to form.

17

THE WITNESS: I don't. I'm  
not sure. I haven't gotten to the  
slides on any of the V2 stuff, so  
I don't recall.

21

BY MR. EVEN:

22

Q Was GVP 2.0 presented to the  
business counsel?

24

A Yes.

25

Q Was GVP 2.0 approved by the

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Page 384

1 business counsel?

2 A Yes.

3 Q Would you go to the page  
4 ending in 6701?

5 A Okay.

6 Q And do you see there on the  
7 left-hand side, a blue rubric saying  
8 "Pre-GVP: Considered own distribution  
9 and/or payment platforms"?

10 A I do.

11 Q And do you see that based on  
12 this slide, not only [REDACTED] [REDACTED]  
13 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]  
14 [REDACTED] considered their own  
15 distribution and/or payment platforms?

16 MS. CHIU: Object to form.

17 THE WITNESS: That seems to  
18 be what the slide indicates.

19 BY MR. EVEN:

20 Q Do you have any reason to  
21 doubt that Mr. -- what Mr. Gambhir is  
22 presenting here?

23 A I don't.

24 Q If you go to 6705.

25 Do you see that here the